

AMENDMENT TO THE CENTER FOR ADVANCED ENERGY STUDIES

TENANT USE AGREEMENT

THIS AMENDMENT ("Amendment") to the Center for Advanced Energy Studies Tenant Use Agreement is entered into as of October 21, 2014 by and between Battelle Energy Alliance, LLC, Boise State University, Idaho State University, the University of Idaho, and the University of Wyoming.

BACKGROUND

Battelle Energy Alliance, LLC ("BEA"), University of Idaho ("UI"), Idaho State University ("ISU"), and Boise State University ("BSU"), hereinafter referred to as the "Founding Members," entered into a Center for Advanced Energy Studies Tenant Use Agreement ("Tenant Use Agreement") on February 24, 2009, to establish the operational boundaries of responsibility and authority between primary users of the Center for Advanced Energy Studies ("CAES") research laboratory as well as to allocate operational maintenance costs.

The Tenant Use Agreement is in accordance with the terms and conditions of Lease #49377, between BEA and ISU dated October 23, 2006.

University of Wyoming ("UW") is familiar with and acknowledges Lease #49377.

The Founding Members desire that UW be joined as a primary user of the CAES facility by amending the Tenant Use Agreement.

UW desires to be a primary user of the CAES facility and wishes to be joined as a party to the Tenant Use Agreement.

NOW, THEREFORE, in consideration of the foregoing, the Founding Members and UW agree as follows:

1. The Terms "Primary User(s)" and "Consortium Member(s)", wherever either appears in the Tenant Use Agreement, shall include UW together with BEA, BSU, ISU, and UI.
2. **1. Purpose:** the second sentence is hereby deleted and replaced with the following:
The primary users of CAES include Idaho State University ("ISU"), Boise State University ("BSU"), University of Idaho ("UI"), University of Wyoming ("UW"), and Battelle Energy Alliance, LLC ("BEA") (collectively referred to herein as "Primary Users").
3. **3. Allocation of Costs:** The first sentence is hereby deleted and replaced with the following:

"Each Primary User shall pay, on a monthly basis, a pro rata share of all actual maintenance and operational costs as approved by the Steering Committee, including but not limited to, those identified in the Appendices attached hereto."

The second sentence is hereby deleted in its entirety.

The Primary Users' proportional shares are hereby deleted and replaced with the following:

BEA- 68%

ISU- 8%

BSU- 8%

UI- 8%

UW- 8%

4. **4.2 CAES Program Office (CPO):** The paragraph is hereby deleted and replaced with the following:

CAES is a collaboration that includes: the State of Idaho through its academic research institutions, Boise State University, Idaho State University, and the University of Idaho, together with the University of Wyoming, and Battelle Energy Alliance, LLC, which manages the Idaho National Laboratory. The CPO consists of the Executive Board and the Steering Committee. The CPO coordinates all CAES programmatic activities on behalf of the collaboration.

5. This Amendment replaces and supersedes all prior amendments as to the subject matters hereof.

IN WITNESS WHEREOF, the authorized representatives of the Parties hereto have executed this Amendment to the Tenant Use Agreement.

IDAHO STATE UNIVERSITY

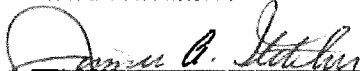
By: 

Name: Howard Grimes

Title: VP for Research & Economic Development

Date: OCT 21, 2014

IDAHO STATE UNIVERSITY

By: 

Name: James Fletcher

Title: VP for Finance & Administration

Date: 10/21/14

BOISE STATE UNIVERSITY

By: [Signature]

Name: MARK RUDIN

Title: VP RESEARCH & ECON DEV.

Date: 10.14.14

UNIVERSITY OF IDAHO

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF WYOMING

By: _____

Name: _____

Title: _____

Date: _____

BATTELLE ENERGY ALLIANCE, LLC

By: [Signature]

Name: STEVEN E. AUMETER

Title: DIRECTOR - CAES

Date: 10-21-14

BOISE STATE UNIVERSITY

By: [Signature]

Name: STACY PERROT, BELLER DIVISION

Title: AVPFA

Date: _____

UNIVERSITY OF IDAHO

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF WYOMING

By: _____

Name: _____

Title: _____

Date: _____

BOISE STATE UNIVERSITY

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF IDAHO

By: *Ronald E. Smith*

Name: Ronald E. Smith

Title: VP for Finance & Administration

Date: 10/16/14

UNIVERSITY OF WYOMING

By: _____

Name: _____

Title: _____

Date: _____

BATTELLE ENERGY ALLIANCE, LLC

By: _____

Name: _____

Title: _____

Date: _____

BOISE STATE UNIVERSITY

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF IDAHO

By: *John K. M^{SE}IVER*

Name: John K. M^{SE}IVER

Title: VP for Research & Econ. Dev.

Date: 16 Oct. 2014

UNIVERSITY OF WYOMING

By: _____

Name: _____

Title: _____

Date: _____

BOISE STATE UNIVERSITY

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF IDAHO

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF WYOMING

By: William A. Fern

Name: WILLIAM A. FERN

Title: VP RESEARCH ECON. DEV.

Date: Oct. 15, 2014

BATTELLE ENERGY ALLIANCE, LLC

By: _____

Name: _____

Title: _____

Date: _____

BOISE STATE UNIVERSITY

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF IDAHO

By: _____

Name: _____

Title: _____

Date: _____

UNIVERSITY OF WYOMING

By: William Mai

Name: William Mai

Title: Vice President for Administration

Date: 10/15/14